

Notice of Allowability	Application No.	Applicant(s)
	10/081,946	WAGATSUMA ET AL.
	Examiner	Art Unit
	Jean F. Duverne	2839

-- ***The MAILING DATE of this communication appears on the cover sheet with the correspondence address--***

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. This communication is responsive to 10/20/2003.
2. The allowed claim(s) is/are 1-5.
3. The drawings filed on 20 February 2003 are accepted by the Examiner.
4. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All
 - b) Some* - c) None of the:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. ____.
 3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: ____.

5. Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
 - (a) The translation of the foreign language provisional application has been received.
6. Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the margin according to 37 CFR 1.121(d).

9. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1 Notice of References Cited (PTO-892)
2 Notice of Draftperson's Patent Drawing Review (PTO-948)
3 Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No. _____
4 Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5 Notice of Informal Patent Application (PTO-152)
6 Interview Summary (PTO-413), Paper No. _____
7 Examiner's Amendment/Comment
8 Examiner's Statement of Reasons for Allowance
9 Other

Jean Frantz Duverne
Primary Examiner
Art Unit: 2839

DETAILED ACTION

Reason for allowance

1. Claims 1-5 are allowed over the prior art.
2. The following is an examiner's statement of reasons for allowance: Applicant's amendment and argument filed on 10/12/2003, page 7, lines 1-13.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jean Duverne whose telephone number is (703) 305 - 0297. The examiner can normally be reached from 8:30 to 4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lynn Feild, can be reached on (703)308-2710. The fax phone number for this Group is (703) 308 - 7722.

Any inquiry of a general nature or relating to the status of this application or

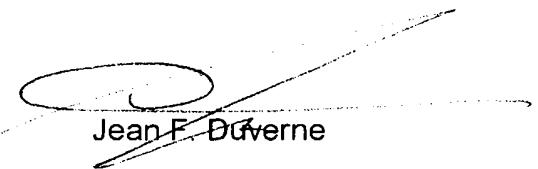
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proceeding should be directed to the Group receptionist whose telephone number is
(703) 308-0956.

JFD

11/16/03


Jean F. Duverne

Primary Examiner, Art Unit 2839